**THE HONOURABLE SRI JUSTICE P.S.NARAYANA**

**W.P.No. 15157 OF 2006**
DATED: 21.07.2006

**BETWEEN**:

D. Koteswara Rao
....Petitioner

And

Municipal Corporation of Vijayawada
Rep., by its Commissioner, Vijayawada,
Krishna District. ....Respondent

**THE HONOURABLE SRI JUSTICE P.S.NARAYANA**

**W.P.No. 15157 OF 2006**

**ORDER:**

Heard both the Counsel.

The writ petition is filed praying for a writ of Mandamus to declare the action of the respondent in threatening to demolish the entire structures raised in premises bearing D.No.41-27-11, Kotha Machine Road, Krishnalanka, Vijayawada, Krishna District, without issuing notice and without following due process of law, as wholly illegal, improper and unconstitutional and consequently, to direct the respondent-corporation not to take any coercive steps and to pass such suitable orders.

Several factual details are narrated in paragraphs 2 to 8 of the affidavit filed in support of the writ petition. The main grievance of the petitioner is that before proceeding with the demolition activity, the respondent has to follow the due process of law.

In view of the same, the writ petition is disposed of with a direction to the respondent not to carry on the demolition activity in relation to the subject matter of the writ petition, unless and until the respondent follows due process of law. No order as to costs.

21st July, 2006

Nn.